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May 9, 2008

BY FACSIMILE: 212-805-7927

The Honorable Naomi R. Buchwald, U.S.D.J.
Daniel Patrick Moynihan
United States Courthouse
500 Pearl St., Room 2270
New York, NY 10007-1312

Re: **Kelter v. Apex Equity Options Fund, LP et al.**
08-CV-02911 (NRB)

Dear Judge Buchwald:

This firm serves as counsel to defendants M&K Holdings, LLC, Michael T. Morely, Krystin P. Morely and Willowbend Property Company, LLC. The response to the complaint for these defendants is currently due on May 12, 2008. We have conferred with counsel for the plaintiff who has agreed to extend this deadline to May 27, 2008.

In light of the agreement between counsel, we respectfully request that the Court permit these defendants to file their response to the complaint on or before May 27, 2008.

No prior adjournments or extensions have been sought in this case.

Thank you for your consideration of this matter.

Respectfully submitted,

FOX ROTHSCHILD LLP

By: 
John A. Wait (JW 2558)

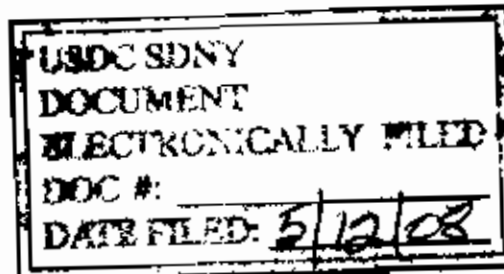
Attorneys for Defendants:

M&K Holdings, LLC, Michael T. Morely,
Krystin P. Morely and Willowbend Property Company, LLC.

MEMO ENCLOSED

MAY 9 2008

UNITED STATES DISTRICT JUDGE



MEMO ENCLOSED

*So Ordered
Dated
Respected,
uwt
5/12/08*



Fox Rothschild LLP
ATTORNEYS AT LAW

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Richard Kelter Trust